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**MEMO ENDORSED**

USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #: \_\_\_\_\_  
DATE FILED: 12/6/2019

December 6, 2019

**FILED VIA CM/ECF**

The Hon. Valerie E. Caproni  
Thurgood Marshall  
United States Courthouse  
Courtroom 443  
40 Foley Square  
New York, NY 10007  
[CaproniNYSDChambers@nysd.uscourts.gov](mailto:CaproniNYSDChambers@nysd.uscourts.gov)

Re: Travelers Casualty and Surety Company of America v. Cohen, Weiss and Simon LLP, et. al., Case No. 19-cv-7297 – Consent Request for Revised Briefing Schedule for Plaintiffs’ Motion to Dismiss Counterclaims

Dear Judge Caproni:

Defendants Cohen, Weiss and Simon LLP, Jani K. Rachelson, and Marcelle J. Henry (the “Cohen Weiss Defendants”), with the consent of Plaintiff Travelers Casualty and Surety Company of America (“Travelers”), respectfully request a revised briefing schedule relating to Plaintiff’s FRCP 12(b)(6) Motion to Dismiss Counterclaims [Dkt. 50].

Plaintiff filed its Motion on November 20, 2019 and the parties have not yet set a date for the Motion to be heard. In order to accommodate Defendants’ counsel’s arbitration schedule and upcoming holidays, the parties respectfully request the Court’s permission to set the deadline for Defendants’ to file their opposition brief on December 20, 2019 and to set the deadline for Plaintiff to file its reply brief on January 10, 2020.

This is the parties first request for an extension with respect to the Motion [Dkt. 50]. Thank you for your attention to this matter. A copy of a proposed order is filed herewith.

Sincerely,

/s/ Natasha Romagnoli  
Natasha Romagnoli  
Partner

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

TRAVELERS CASUALTY AND SURETY  
COMPANY OF AMERICA,

Plaintiff,

v.

COHEN, WEISS AND SIMON LLP; DAVID R.  
HOCK; JANI K. RACHELSON; AND  
MARCELLE J. HENRY,

Defendants.

Case No.: 19-cv-7297-VEC

**PROPOSED ORDER**

Upon consideration of the Motion to Dismiss Counterclaims submitted by Plaintiff Travelers Casualty and Surety Company of America, and all other papers and proceedings had herein, the Court hereby orders that:

1. The request is GRANTED; and
2. Defendants shall file an opposition to the Motion to Dismiss on or before December 20, 2019.
3. Plaintiff shall file a reply brief on or before January 10, 2020.

IT IS SO ORDERED.

Dated: 12/06/2019, 2019

*Valerie Caproni*

The Honorable Valerie Caproni  
United States District Judge